IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stanley J. Gutowski

Group Art Unit: 2667

Serial No.: Unassigned

Examiner: Alexander O. Boakye

Filing Date: Herewith

For: A METHOD OF QUANTIFYING THE QUALITY OF SERVICE IN A CDMA

CELLULAR TELEPHONE SYSTEM

Mail Stop PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

This is a request for filing a

[X] Continuation

of patent application under 37 C.F.R. 1.53(b),

of pending prior application Serial No. <u>09/196,023</u>, filed on November 19, 1998 of Stanley J. Gutowski for "A METHOD OF QUANTIFYING THE QUALITY OF SERVICE IN A CDMA CELLULAR TELEPHONE SYSTEM".

Enclosed is a copy of the prior application as originally filed. The undersigned hereby declares that the enclosed application is a true copy of the prior application as originally filed, that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The enclosed true copy of the prior application as originally filed includes:

[X] Cover Sheet, Abstract and Twenty-five (25) pages of specification and Claims 1-5.

[X] Three (3) sheets of drawings showing Figs. 1-4.

The filing fee is calculated below:

31355 U.S. PTO 10/735772

NUMBER OF CLAIMS				NUMBER EXTRA		LARGE/SMALL ENTITY		FEE
TOTAL	18 -	20	=	00	x	\$18 OR \$9	=	\$
INDEP.	06 -	03	=	03	х	\$86 OR \$43	=	\$258.00
MULTIPLE DEPENDENT [] YES \$280 OR \$140 = \$0								\$0
(\$770.00 OR \$385.00) BASIC FILING FEE = \$770.00						AL FILING FEES	=	\$1,028.00

- A check in the amount of \$1,028.00 to cover the filing fee is enclosed. [X]
- [X] A preliminary amendment is enclosed.

If a Petition for an Extension of Time in the application filed herewith or in the prior application is necessary for the paper transmitted herewith to be timely filed, this request is to be considered as a petition to the extend the response period by the amount of time needed for the papers to be timely filed.

The Commissioner is hereby authorized to charge payment of any additional fees required or to credit any overpayment to Deposit Account No. 04-1679. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Mark C. Comtois Patrick D. McPherson

L. Lawton Rogers, III

D. Joseph English

Reg. No. 46,285

Reg. No. 46,255

Reg. No. 24,302

Reg. No. 42,514

DUANE MORRIS LLP 1667 K Street, N.W., Suite 700 Washington, DC 20006 Telephone: (202) 776-7800

Telecopier:

(202) 776-7801

Dated: December 16, 2003